BT14 Rec'd PCT/PT9 0 1 DEC 2004 **FORM PTO-1390** U.S. DEPARTMENT OF COMMERCE ATENT AND TRADEMARK OFFICE ATTORNEY'S DOCKET NUMBER (Rev. 11-2000) 689290-232 TRANSMITTAL LETTER TO THE UNITED STATES **DESIGNATED/ELECTED OFFICE (DO/EO/US)** U.S.APPLICATION NO. (If known, see 37 CFR 1.5) **CONCERNING A FILING UNDER 35 U.S.C. 371** INTERNATIONAL FILING DATE INTERNATIONAL APPLICATION NO. 7 June 2002 5 June 2003 PCT/US03/17592 TITLE OF INVENTION CANCER-LINKED GENE AS TARGET FOR CHEMOTHERAPY APPLICANT(S) Jennifer A. RICK and Reinhard EBNER Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: 1. 🔯 This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. This express request to being national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. 🛛 The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. 🔯 A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. I is attached herewith (required only if not communicated by the International Bureau). b. has been communicated by the International Bureau. c. X is not required, as the application was filed in the United States Receiving Office (RO/US) 6. 🔲 An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) a. I is attached hereto. b. has been previously submitted under 35 U.S.C. 154(d)(4). 7. 🖂 Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. are attached hereto (required only if not communicated by the International Bureau). b. have been communicated by the International Bureau. c. I have not been made; however, the time limit for making such amendments has NOT expired. d. \(\square \) have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). 8. 9. 🛛 An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern other document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.

12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.

13. A FIRST preliminary amendment.

14. A SECOND or SUBSEQUENT preliminary amendment.

15. A substitute specification.

16. A change of power of attorney and/or address letter.

17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821-1.825.

18. A second copy of the published international application under 35 U.S.C. 154(d)(4).

19. A second copy of the English language translation of the international application under 35 U.S.C. 15(d)(4).

20. Other items or information: Sequence Listing on Diskette plus statement under 37 C.F.R. 1.821(f)

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U.S. APPLICATION NO. (If k	nown, see 37 C.5.R.4.5)	INTERNATIONAL APPLIC PCT/US03/17592	ATION NO.	ATTORNEY'S DOCKET NUMBER 689290-232	
21. The following fees are submitted: Basic National Fee (37 CFR 1.492(a)(1)-(5)): Neither international preliminary examination fee (37 CFR 1.482) nor				CALCULATION	S PTO USE ONLY
international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO and JPO \$1110.00					
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$950.00					
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$790.00					
International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)\$750.00					
International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$ 750	00
Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 130	00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total Claims	36 - 20 =	16	X \$18.00	\$ 288	.00
Independent Claims	9 - 3=	6	X \$88.00	\$ 528	.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$300.00				\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 1695	00
Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2				\$ 848	00
SUBTOTAL =				\$ 848	.00
Processing fee of \$130.00 for furnishing the English translation later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(f))				\$	
TOTAL NATIONAL FEE =				\$ 848	.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$	
TOTAL FEES ENCLOSED =				\$ 848	.00
•				Amount to be refunded:	\$
				charged:	\$
a. A check no. in the amount of \$848.00 to cover the above fees is enclosed.					
b. Please charge my Deposit Account No. <u>03-0678</u> in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>03-0678</u> . A duplicate copy of this sheet is enclosed.					
d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit Card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: Date: 1 Decc				ember 2004	ent
ALAN J. GRANT			SIGNATURE	wy Hr	esi
Carella, Byrne, Bain, Gilfillan, Cecchi, Stewart & Olstein 5 Becker Farm ALAN J. GRA				NT	
Roseland, New Jersey 07068 NAME					
33,389					

REGISTRATION NUMBER